



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Leatherman et al.
Serial No. 09/500,094
Filed: 02/08/2000
For: INTERNET CAPABLE BROW

Examiner: Wasylchak, S. R.
Art Unit: 3624

Commissioner for Patents
BOX RCE
Washington, D.C. 20231

Sir:

RESPONSE ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION (RCE)

In response to the Office Action mailed November 8, 2002, please find enclosed the following remarks that accompany a Request for Continued Examination (RCE) and Information Disclosure Statement submitted electronically. Enclosed please find a Credit Card Payment Form in the amount of \$1160.00 for a two-month extension of time (\$410.00) in accordance with 37 C.F.R. § 1.17(a)(2) and the Request for Continued Examination (\$750.00) in accordance with 37 C.F.R. § 1.17(e).

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REMARKS

The Patent Office rejected claims 29-35 and 49-55 under 35 U.S.C. § 102(e) as being unpatentable over the article in Business Wire: “Tandem Introduces Retail Industry’s First Comprehensive Integrated Solution for Operation of Convenience Stores; One-stop Shipping for C-stores Integrates Best-in-class POS, Back Office, and Central Systems on Microsoft Windows NT Server” (hereinafter the “Tandem Article”).

GROUP 3600

Tandem Article

The Tandem Article is dated October 21, 1996. The priority date of the present application is July 18, 1997, which is the filing date of the parent application. As such, the Tandem Article is only available as prior art under 35 U.S.C. § 102(a). Applicants submit herewith a declaration under 37 CFR 1.131 (“Declaration”). In the Declaration, the inventors swear behind the October 21, 1996 date as having conceived of their invention before October 21, 1996. The Declaration is supported by an attached Invention Disclosure document. Proof of

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